UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA

v.

CRIMINAL ACTION NO. 05-40025-FDS

NYDIA SHARAII BERNABEL and MATTHEW MARSH, Defendants,

ORDER OF EXCLUDABLE TIME November 30, 2005

SWARTWOOD, C.M.J.

It is ordered pursuant to the provisions of 18 U.S.C. § 3161 (b)(1)(F), as interpreted by the United States Court of Appeals for this Circuit (<u>United States v. Jodoin</u>, 672 F.2d 232, 237 (1st Cir. 1982)), that the period from November 29, 2005 (date of expiration of prior order of excludable time) through December 21, 2005 (date of hearing on Defendants' discovery motion) shall be excluded from the Speedy Trial Act.

/s/Charles B. Swartwood, III CHARLES B. SWARTWOOD, III CHIEF MAGISTRATE JUDGE